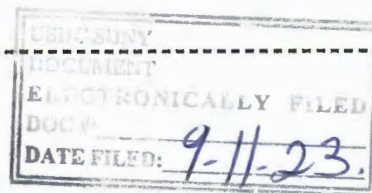


TRULINCS 15425509 - LEVINE, RANDY CRAIG - Unit: DAN-L-A

FROM: 15425509  
TO:  
SUBJECT:  
DATE: 08/13/2023 11:41:04 AM



UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

- RANDY CRAIG LEVINE, Pro Se  
- Defendant

v.

- UNITED STATES OF AMERICA  
- Plaintiff

Case No.: 1:23-cv-05003-LAK

RECEIVED  
SDNY PRO SE OFFICE  
2023 AUG 18 AM 11:44

Motion to Authorize My Former Attorney Edward Vincent Sapone, Esq.  
of Sapone and Petrillo, LLP to Comply with the Court's Order Dated 7/31/2023

I have read the Court's Order dated July 31, 2023 and this document headed Attorney-Client Privilege Waiver (Informed Consent). I hereby authorize my former counsel, Edward Vincent Sapone, Esq., of Sapone and Petrillo, LLP to comply with the Court's Order by giving testimony in the form ordered by the Court, relating to my petition pursuant to 28 U.S.C. & 2255 on the ground of ineffective assistance of counsel. This authorization allows my former attorneys to testify only pursuant to court order, and only to the extent necessary to shed light on the allegations of ineffective assistance of counsel that are raised by my motion.

Respectfully Submitted,

x

Randy Craig Levine  
BOP#: 15425-509  
FCI Danbury  
33 1/2 Pembroke Road  
Route 37  
Danbury, CT 06811

Date:

August 14, 2023

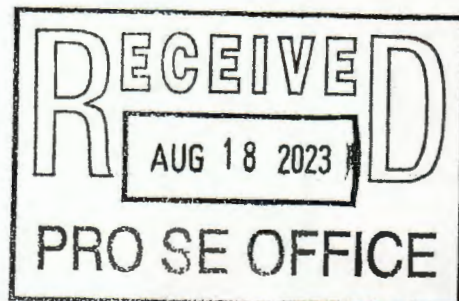
Docket in 20-cr-578  
and 23-cv-5003

Denied as  
unnecessary.

SO ORDERED

LEWIS A. KAPLAN, USDJ

9/11/23



TRULINCS 15425509 - LEVINE, RANDY CRAIG - Unit: DAN-L-A

---

FROM: 15425509

TO:

SUBJECT: Cover Letter For Case No.:1:23-cv-05003-LAK

DATE: 08/13/2023 07:16:12 PM

Randy Craig Levine, pro se

BOP#: 15425-509

FCI Danbury Federal Correctional Institution

33 1/2 Pembroke Road

Danbury, CT 06811

Clerk of Court: Ruby J. Krajick

United States District Court

Southern District of New York

Daniel Patrick Moynihan Courthouse

500 Pearl Street

New York, New York 10007

RE.: 1:23-cv-05003-LAK

Dear Sir/ Madam,

Please find attached the motion to authorize my former attorney Edward Vincent Sapone, Esq of Sapone and Petrillo, LLP to comply with the court's order dated 7/31/2023.

Respectfully Submitted,

x

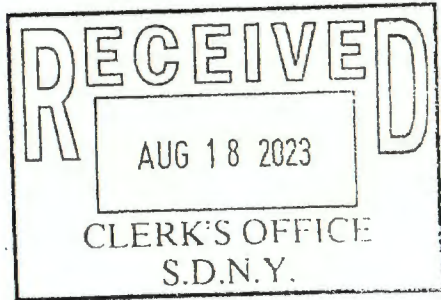
Randy Craig Levine

Date:

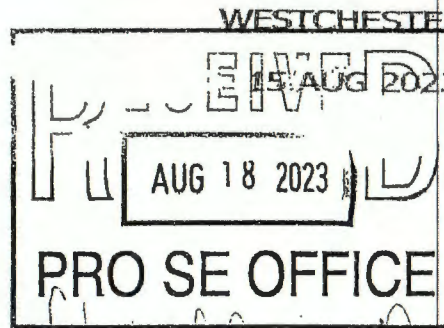
August 14, 2023

⇒15425-509⇒

Randy Levine  
Reg No. 15425-509  
Federal Correctional Institution  
33 1/2 Pembroke Road  
Danbury, CT 06811-3099  
United States

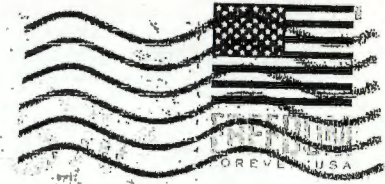


*Pro Se*



WESTCHESTER NY 105

15 AUG 2023 PM 2 L



*SUNNY*

Clerk of Court: Ruby J. Kravick  
United States District Court  
Southern District of New York  
Daniel Patrick Moynihan Courthouse  
500 Pearl Street  
New York, New York 10007

10007-133099



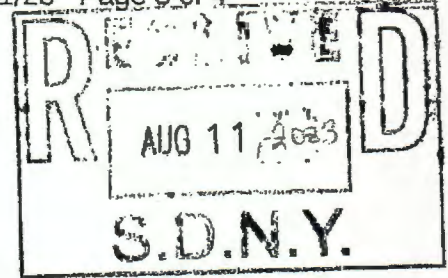
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

United States of America

v.

Randy Craig Levine,

Defendant.



20 Cr. 578 (LAK)

**Attorney-Client Privilege Waiver (Informed Consent)**

To: Randy Craig Levine

You have filed a petition pursuant to 28 U.S.C. § 2255 on the ground of ineffective assistance of counsel by your former counsel, Edward Vincent Sapone, Esq., of Sapone & Petrillo, LLP (*see* Dkt. No. 80). The Court has reviewed your papers and determined that the Court needs to have a sworn testimonial statement from your former attorneys in order to evaluate your petition.

By filing this petition, you have waived the attorney-client privilege you had with your former counsel to the extent relevant to determining your claims. This means that, if you wish to press your claims of ineffective assistance, you cannot keep the communications between yourself and your former attorneys a secret — You must allow them to be disclosed to the Government and to the Court pursuant to court order. The Court already has issued an Order ordering your former counsel to give such testimony, in the form of a declaration. This Informed Consent form is designed to ensure that you fully understand and agree to this.

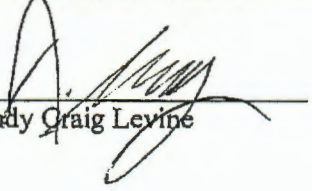
Specifically, if you wish to proceed with your petition on the basis that you received ineffective assistance of counsel, you must sign this statement and return it to the Court. The form constitutes your authorization to your former counsel to disclose confidential communications (1) only in response to a court order and (2) only to the extent necessary to shed light on the allegations of ineffective assistance of counsel that are raised by your motion.

You should know that, if you sign this authorization, you run the risk that your former counsel will contradict your statements about their representation of you. However, you should also know that the Court may deny your motion if you do not authorize your former counsel to give an affidavit in response to the Court's attached Order.

You must return this form with your signature within twenty-one days from the date on which you are served with this Order. If the Court does not receive this form with your signature within that time, the Court may deny your motion.

#### AUTHORIZATION

I have read the Court's Order dated July 31, 2023 and this document headed Attorney-Client Privilege Waiver (Informed Consent). I hereby authorize my former counsel, Edward Vincent Sapone, Esq., of Sapone & Petrillo, LLP, to comply with the Court's Order by giving testimony, in the form ordered by the Court, relating to my petition pursuant to 28 U.S.C. § 2255 on the ground of ineffective assistance of counsel. This authorization allows my former attorneys to testify only pursuant to court order, and only to the extent necessary to shed light on the allegations of ineffective assistance of counsel that are raised by my motion.

  
Randy Craig Levine

Dated: 8/2/2023



15425-509

Randy Levins  
Reg No. 15425-509  
Federal Correctional Institution  
33 1/2 Pembroke Road  
Danbury, CT 06811-3000  
United States

**RECEIVED**  
AUG 10 2023

CLERK'S OFFICE  
S.D.N.Y.

**USM**  
**SDNY**

7022 3330 0000 0545 9863  
PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE  
**CERTIFIED MAIL**



7022 3330 0000 0545 9863

1000781315



*Crim Div  
BX*

Clerk of Court  
United States District Court  
Southern District of New York  
U.S. Courthouse - 500 Pearl Street  
New York, NY 10007

